

Lincoln-Lancaster County Health Department Air Pollution Control Program Article 1:
Administration and Enforcement

ARTICLE 1
SECTION 6

ANNUAL FEES

SECTION 6. ANNUAL FEES.

- (A) Applicability -- The provisions of this Regulations and Standards section shall apply to any person who owns or operates a source as defined in Article 2, Section 1 of these Regulations and Standards and is required to obtain any one of the following: 1) A Class I or a Class II operating permit in accordance with Article 2, Section 5 of the Regulations and Standards; 2) A construction permit in accordance with Article 2, Section 17 of the Regulations and Standards; or 3) Any source subject to an applicable requirement (other than permitting) of the Regulations and Standards the nature of which necessitates that the source submit an annual emissions report and/or be the subject of an annual or biannual inspection.
- (B) Calculation of Fee -- Beginning July 1, 1999, owners or operators of sources, identified in (A) above, shall pay an annual fee. The fee shall be based on the actual emission tonnage as established in the emission inventory for the previous calendar year, beginning with calendar year 1998. For purposes of this section, a pollutant which may be regulated under more than one provision of these Regulations and Standards, need only be counted once. Any temporary source issued an operating permit under Section 10 shall pay an annual fee based on emissions which occurred during the time period the source was located and operated in Lincoln or Lancaster County.

Fee Schedule:

- (1) Class I sources with actual emissions equal to or greater than 100 tons per year pay only emission fees as required by Article 2, Section 29.
- (2) Class I source with actual emissions less than 100 tons per year pay emission fees as required by Article 2, Section 29 plus \$2,000.00.
- (3) Class II synthetic minor sources pay \$2,000.00.
- (4) "True" Class II sources with actual emissions greater than 20 tons per year pay \$1,400.00.
- (5) "True" Class II sources with actual emissions between 10 and 20 tons per year pay \$1,000.00.
- (6) "True" Class II sources with actual emissions between 1 and 9.99 tons per year pay \$500.00.
- (7) "True" Class II sources with actual emissions less than 1 ton per year pay \$100.00.
- (8) ~~Asbestos Removal (per project) is a \$50.00 fee.~~ "Notification fee for a National Emission Standards for Hazardous Air Pollutants (NESHAPS) asbestos project shall be \$100.00 per project."

For purposes of this section, the following definitions shall apply:

Synthetic Minor shall mean a source which has accepted a federally enforceable limit to reduce its potential to emit to below the major source thresholds defined in Article 2, Section 2.

"True" Class II shall mean a source which is required by Article 2, Section 5 to obtain a Class II operating permit whose potential to emit is below the major source thresholds defined in Article 2, Section 2 without physical or operational limitations on its capacity to emit any pollutants.

The fee for a temporary source which is a Synthetic Minor shall be pro-rated based on the number of months of the operating year during which the source was located and operated in Lincoln or Lancaster County. The operating year is the number of months during the calendar year that the source was operated. Operation during any part of a month will be counted as one month's operation for fee calculation.